## 2004 No. 3169

# CRIMINAL LAW, ENGLAND AND WALES 

## The Penalties for Disorderly Behaviour (Form of Penalty Notice) (Amendment) Regulations 2004

| Made - - | 2nd December 2004 |
| :--- | :--- | ---: |
| Laid before Parliament | 3rd December 2004 |
| Coming into force - | 26th December 2004 |

The Secretary of State, in exercise of the powers conferred upon him by section 3(3) (having regard to the definition of "prescribed" in section 3(4)) of the Criminal Justice and Police Act 2001(1), and section $26(3)(b)$ of the Welsh Language Act 1993(2), hereby makes the following Regulations:

1. These Regulations may be cited as the Penalties for Disorderly Behaviour (Form of Penalty Notice) (Amendment) Regulations 2004 and shall come into force on the twenty fourth day after the day on which they are made.
2.-(1) The Penalties for Disorderly Behaviour (Form of Penalty Notice) Regulations 2002(3) are amended as follows.
(2) In regulation 2 , after "the form of penalty notice" there is inserted "to be given to a person, aged 16 or over,".
(3) After regulation 2, there is inserted-
"3. The form of penalty notice to be given to a person, aged under 16 , prescribed for the purposes of section 3(3) of the Criminal Justice and Police Act 2001 is-
(a) in the case of a penalty notice issued in England, that set out in Part I of Schedule 2 to these Regulations; and
(b) in the case of a penalty notice issued in Wales, that set out in Part II of that Schedule.".
(4) For the heading to the Schedule there is substituted "FORM OF PENALTY NOTICE TO BE GIVEN TO A PERSON AGED 16 OR OVER".
(5) After that Schedule there shall be inserted, as Schedule 2, the Schedule set out in the Schedule to these Regulations.
[^0]Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

## SCHEDULE

Schedule to be inserted in the Penalties for Disorderly Behaviour (Form of Penalty Notice) Regulations 2002
"SCHEDULE 2
FORM OF PENALTY NOTICE GIVEN TO A PERSON AGED UNDER 16

PART 1


PART 38
IMPORTANT
Information for the attention of the parent/guardian of the juvenile to whom this notice has been issued.

Full details of how to pay this penalty notice will be sent to you shortly.

XXXXXXXXXX POLICE JUVENILE PENALTY NOTICE PENALTY AMOUNT E


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XXXXXXXXXX POLICE JUVENGLE PENALTY NOTICE

PENALTY AMOUNT $£$
DETAILS OF JUVENILE

PART 6A
PN No.


MUST BE COMPIETED additional detall of Juvenile


3rd Party Winess Statement: Particulers Obtained?


Notehook No.


Local Authority Code


Custody (Pic) No.

IMPORTANT INFORMATION: ANY STATEMENT OFFERED BY THE SUSPECT OR A 3RD PARTY ANTNESS SHOULD BE RECORDED ITY YOUR POCKET NOTEBOOK

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COMPLEXION $\qquad$

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$\qquad$ REPLY TO CAUTION



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 Sendily



## XXXXXXXXXX POLICE

 JUVENILE PENALTY NOTICE PENALTY AMOUNT f
## PART 6B

## STATEMENT OF WITNESS



## IMAPORTANT INFORMATION:

REMOVE PARTS 1-S BEFORE WRITING ON THIS PAGE
STATEMENT OF \{namel

Age.
.... ....... Occupation .......................................
This strement, signed by me, is true to the best of my borowiedges and beliat: Imake it mowing that, if it istenderad in evidence, ishall be liable to prosecution if I hive wilfully stated in it anything which I know to be false or do not bolieve to be true.
$\qquad$

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| SIGNED .-............... RANK | RANK/GGADENo. |  |  |  |  |
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| DIVSMONUNIT ............. DATE |  |  |  |  |  |

DETALLS OF OFFICEA CORHOBORATING EVIDENCE
NQME
$\square$
SIGNED (sig).
nOTEBOOK No $\qquad$

DATE


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## PART 2



PART 3a
RHAN 3A
PWYSIG

GWYBODAETH I'W DWYN AT UNWAITH I SYLW'R UNIGOLYN SY'N DERBYN YR HYSBYSIAD HWN

GOFYN AM WRANDAWIAD LLYS
Os ydyoh yn dymuno heria'r hysbysiad twon ao am l'ch achos chi gael gwrandawied mewn llya eyfraith, mae'n rhaid i the:

1. Ysgrifarna eich entw a'ch cpfeiriad mema LLYTHRENNAM BRAS yn y lle parpasol yn Rhan $20^{\prime}$ 'r hratysiad coab iochr yma'r slip ar waslod yr hysbysiedl.

2 Torrwat $y$ slip at hyd y linell daredig ai anfon if cyteinad sydd ar y slip.

Os pdych yn derais gwnandewiad llys mez'n thaid un ail eldychwely than 2 o'r hysbytiad coeb trwa nea yegrifennu gan rel gich manylion a chyteiriad ar giter onfon gw_s atoch chi. Byodd y gw s yn dweud ymhle mae'r llys, yn ogystal a phryd ddylech chil fod yno Dim ond y aviwi sy'n derbyn yr Hyrabysied Cosb (yr unigolyn sydd di unw ya than it all ofym am wrandawiad.

OS OES GENNYCH UNRHYW GWESTIYNAU ERAML YNQHYLCH YR HYSBYSIAD HWKL GYSYLETWCH 'R SWYDDFA A ENWYD YN RHAN 3

RHAN 3B PWYSIG
Gwybodaeth er sylw rhiant / gwarcheidwad yr unigolyn ifane $y$ rhoddwry yr hysbysiad hwon iddo.

Bydd manylion llawn ynghyich sut i dalu'r hysbysiad cosb hwn yn cael eu hanfon atoch yn fuan. HEDDLU XXXXXXXXXX
HYSBYSIAD COSB (HC) POBL IFANC SWM Y GOSB $£$


VN GROES I (Deddf sy'n cpmeneys y trosedd)


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MAE'N RHAID EI GWBLHAU MANYUON YCIWANEGOL AM YR UNIGOLYN IFANC


## GWYBODAETH BWYSIG:

DYUD COFNODI UNRHYW DDATGANIAD GAN Y SAWL SYDO DAN AMHEUAETH NEU DYST SY'N 3YDO PARTI YN EICH LLYFR NODIADAU

TALDRA: $\square$ tr. $\square$ modf. MAINT CORFF $\qquad$ PRYOWEDD

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$\frac{8}{2}$
8
3
3
8
5
5


CYNHALWYD GWIRIADAU ADNABOD WRTH GYFLWYNO
(e.a. gwelwyd dogfennau)

Cardyn Adhabod $\square$ Pastort $\square$ Cerden 首endCredyd $\square$ Pas bees $\square$
Cardyn Taistionturn Cordin IDN $\square$ PNC $\square$ Radio $\square \quad$ Arati $\square$
Masyion 'Aedr
Manylion le.e. the cerdyn / pasbort
Cymarwyd Dion llyedd $\square$ Tymervd Liun $\square$ Cymerwed Sampl DNA $\square$

HEDDLU XXXXXXXXXXXX HYSBYSIAD COSB (HC) POBL IFANC SWM Y GOSB $£$

RHAN 6B
DATGANIAD TYST
 GWYBODAETH BWYSIG:
TYNNWCH RANNAU 1-5 CYN YSGRIFENINU AR Y DUDALEN HON
DATGANIAD IErm
Ond ....................................-Gwsith
Mae'r derganiad hwn, wed ei arwyddo genmpf i, ym wir hyd eithaf ty nguybodaech a'm cred ac fei gwnaf gan wybod, pe cytluynwyd of fel yatiolseth, $\gamma$ gntid fy arlyn os wyf wedi dwoud unethyw beth ynddo $\gamma$ gann eif fod yn thag nea na chredaf eif fod yn wir.
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## MANYLION Y SWYDDOQ SY'N CYFNERTHU'R DYSTIOLAETH



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## EXPLANATORY NOTE

(This note is not part of the Regulations)
These Regulations amend the Penalties for Disorderly Behaviour (Form of Penalty) Notice Regulations 2002 (S.I.2002/1838) to prescribe the form of penalty notice that must be issued by a constable in dealing with a penalty offence committed by a person who was aged under 16 at the time he committed the offence giving rise to the penalty notice. The minimum age at which a penalty notice for disorderly behaviour can be given under Chapter 1 of Part 1 of the Criminal Justice and Police Act 2001 is changed from 16 to 10 by the Penalties for Disorderly Behaviour (Amendment of Minimum Age) Order 2004 (S.I. 2004/3166).


[^0]:    (1) 2001 c. 16
    (2) 1993 c. 38 .
    (3) S.I. 2002/1838.

